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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, DECEMBER 30, 1999

APPLICATION OF

HARVARDNET-VIRGINIA, INC.

CASE NO. PUC990108

For certificates of public
convenience and necessity to
provide local exchange and
interexchange telecommunications
services

FINAL ORDER

On October 4, 1999, HarvardNet-Virginia, Inc. ("HarvardNet" or "Applicant"), completed an application for certificates of public convenience and necessity to provide local exchange and interexchange telecommunications services throughout the Commonwealth of Virginia.

By Order dated October 14, 1999, the Commission directed the Applicant to provide notice to the public of its application, directed the Commission Staff to conduct an investigation and file a Staff Report, and scheduled a public hearing to receive evidence relevant to HarvardNet's application.

On December 8, 1999, Staff filed its report finding that HarvardNet's application was in compliance with the Rules Governing the Offering of Competitive Local Exchange Telephone

Service, 20 VAC 5-400-180 ("Local Rules") and the Rules Governing the Certification of Interexchange Carriers, 20 VAC 5-400-60 ("IXC Rules"). The Staff reported that HarvardNet will not offer switched local exchange services but rather private line, high-capacity fiber optic transmission services. HarvardNet has agreed to meet all applicable conditions for certification identified in § C of the Local Rules. Additionally, Staff recommends that at such time as voice services are initiated by the Applicant, HarvardNet shall provide/comply with all remaining requirements of § C (Conditions for Certification) of the Local Rules.

A hearing was conducted on December 15, 1999. HarvardNet provided proof of service and proof of publication of newspaper notice, as directed by the Commission's October 14, 1999, Order. At the hearing, the proof of service, proof of notice, the application and accompanying attachments, and the Staff's Report were entered into the record without objection. Applicant agreed to the recommendation of the Staff Report.

Having considered the application and the Staff Report, the Commission finds that HarvardNet's application should be granted. We also find that HarvardNet should comply with the above recommendation of Staff. Accordingly,

IT IS THEREFORE ORDERED THAT:

(1) HarvardNet-Virginia, Inc. hereby is granted a certificate of public convenience and necessity, No. TT-83A, to provide interexchange telecommunications services subject to the restrictions set forth in the Rules Governing the Certification of Interexchange Carriers, § 56-265.4:4 of the Code of Virginia, and the provisions of this Order.

(2) HarvardNet-Virginia, Inc. is granted a certificate of public convenience and necessity, No. T-472, to provide local exchange telecommunications services subject to the restrictions set forth in the Rules Governing the Offering of Competitive Local Exchange Telephone Service, § 56-265.4:4 of the Code of Virginia, and the provisions of this Order.

(3) HarvardNet shall provide tariffs to the Division of Communications which conform with all applicable Commission rules and regulations.

(4) At such time as HarvardNet initiates voice services, HarvardNet shall provide/comply with all requirements of § C of the Local Rules.

(5) Since there is nothing further to come before the Commission, this case shall be dismissed and the papers herein placed in the file for ended causes.